IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 19TH FEBRUARY 2007 / 30TH MAGHA 1928

WP(C).No. 14438 of 2004(R)

PETITIONER:

P.SUBASH CHANDRAN,
M/S. NOBLE CONSTRUCTORS, ATTINGAL,
THIRUVANANTHAPURAM-695 101.

BY ADV. SRI.MURALI PURUSHOTHAMAN,
SRI.P.M.BENZIR,
SRI.DEEPU LAL MOHAN,
SRI.K.P.DANDAPANI.

RESPONDENTS:
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1. **THE MALABAR CEMENTS LIMITED,**
   REPRESENTED BY ITS MANAGING DIRECTOR,
   WALAYAR, PALAKKAD-678 624.

2. **THE GENERAL MANAGER,**
   MALABAR CEMENTS LIMITED, WALAYAR, PALAKKAD-678 624.

BY ADV. SRI.B.S.KRISHNAN(SR.),
SRI.K.ANAND,
SMT.LATHA KRISHNAN.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 19/02/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH, J.

W.P.(C) NO. 14438 OF 2004 R

Dated this the 19th day of February,2007

JUDGMENT

Petitioner approached this Court aggrieved by the termination of the contract awarded to him. In view of the intervening developments, what survives is only the fourth prayer for a direction to the respondents to relieve the petitioner from the contract without risk and cost and to release the security deposit and other amounts due to him. That is a matter for the petitioner to represent before the first respondent, in which case, the matter will be duly considered by the first respondent and appropriate action in accordance with law will be taken. Therefore, without expressing any opinion on the merits of the case and leaving open the contentions, the Writ Petition is disposed of as follows: In the event of the petitioner filing a representation before the first respondent within one month regarding the surviving grievance referred to above, the same shall be considered by the first respondent with notice to the petitioner and

appropriate action in accordance with law in the matter shall be taken within another four months.

(KURIAN JOSEPH)
Judge

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